

**House Study Bill 566 - Introduced**

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED PUBLIC  
BROADCASTING BOARD BILL)

**A BILL FOR**

1 An Act relating to the Iowa public broadcasting board,  
2 including the board's authority with respect to intellectual  
3 property.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 256.84, subsection 5, Code 2022, is  
2 amended to read as follows:

3 5. The board shall establish guidelines for and may impose  
4 and collect fees and charges for services. Fees and charges  
5 collected by the board for services shall be deposited to the  
6 credit of the division. Any interest earned on these receipts,  
7 and revenues generated under subsection 7 6, shall be retained  
8 and may be expended by the division subject to the approval of  
9 the board.

10 Sec. 2. Section 256.84, Code 2022, is amended by adding the  
11 following new subsection:

12 NEW SUBSECTION. 10A. a. The board may own, acquire,  
13 secure, apply for, and receive intellectual property rights,  
14 including copyrights, trademarks, service marks, patents, and  
15 trade secrets, and enforce the rights of the board with respect  
16 to such intellectual property rights.

17 b. The board may enter into agreements for the sale,  
18 licensing, distribution, or other use of or access to the  
19 board's intellectual property rights. The board may charge  
20 fees in connection with the rights granted under such  
21 agreements.

22 c. Notwithstanding any provision of law to the contrary,  
23 the board may restrict the access to, use of, exploitation  
24 of, or dissemination of the board's or the division's works,  
25 derivative works, content, records, recordings, videos, audio,  
26 footage, photographs, artwork, music, compilations, electronic  
27 storage, documents, inventions, marks, trade secrets, tape, and  
28 other information or material, if any of the following apply:

29 (1) The works, derivative works, content, records,  
30 recordings, videos, audio, footage, photographs, artwork,  
31 music, compilations, electronic storage, documents, inventions,  
32 marks, trade secrets, tape, or other information or material  
33 is protected by law or subject to the board's intellectual  
34 property rights.

35 (2) The works, derivative works, content, records,

1 recordings, videos, audio, footage, photographs, artwork,  
2 music, compilations, electronic storage, documents, inventions,  
3 tape, or other information or material contain content,  
4 records, music, footage, artwork, photographs, video, audio,  
5 recordings, footage, works, derivative works, compilations,  
6 or other property or material in which the underlying or  
7 related intellectual property rights are owned or managed by  
8 or on behalf of another person or are subject to limitations  
9 contained in licensing or other agreements.

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EXPLANATION

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The inclusion of this explanation does not constitute agreement with

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the explanation's substance by the members of the general assembly.

13

This bill relates to the Iowa public broadcasting board,  
14 including the board's authority with respect to intellectual  
15 property.

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The bill authorizes the board to own intellectual property  
17 rights and enforce the rights of the board with respect to such  
18 intellectual property rights.

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The bill authorizes the board to enter into agreements for  
20 the use of or access to the board's intellectual property  
21 rights. The bill provides that the board may charge fees in  
22 connection with the rights granted under such agreements.

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The bill provides that the board may restrict the access  
24 to or use of the board's or the public broadcasting division  
25 of the department of education's works, derivative works,  
26 content, records, recordings, videos, audio, footage,  
27 photographs, artwork, music, compilations, electronic storage,  
28 documents, inventions, marks, trade secrets, tape, and other  
29 information or material if the works, derivative works, or  
30 other information or material is protected by law or subject  
31 to the board's intellectual property rights or if the works,  
32 derivative works, or other information or material contain  
33 content, records, music, footage, artwork, photographs,  
34 video, audio, recordings, footage, works, derivative works,  
35 compilations, or other property or material in which the

1 underlying or related intellectual property rights are owned  
2 or managed by or on behalf of another person or are subject to  
3 limitations contained in licensing or other agreements.

4 The bill also corrects an internal reference in Code section  
5 256.84(5) relating to revenue generated from contracts entered  
6 into by the board.